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Frank C. Eisenschenk, Ph.D., Patent Attorney

TERMINAL DISCLAIMER
Examining Group 1761
Patent Application
Docket No. GIR-T104
Serial No. 09/781,586

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Curtis Edward Sherrer
Art Unit : 1761
Applicant : Leonard S. Girsh
Serial No. : 09/781,586
Filed : February 9, 2001
Conf. No. : 1293
For : Process for Preparing Hypoallergenic and Reduced Fat Foods

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

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Sir:

The owner, ImmunoPath Profile, Inc., of 100% interest in the above-identified patent application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, of prior Patent No. 6,197,356. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer.

- ☒ I am the attorney of record.
- ☒ I authorize the Patent Office to charge the amount of ☒ \$55.00 (small entity)
- ☐ \$110.00 (large entity) for the terminal disclaimer fee under 37 CFR 1.20(d) to Deposit Account No. 19-0065.

Date

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